

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
JACKSON DIVISION**

**NICOLE MYERS, #102798**

**PETITIONER**

**VERSUS**

**CIVIL ACTION NO.3:05cv448HTW-JCS**

**MARGARETT BINGHAM, Superintendent of CMCF;  
and JIM HOOD, Attorney General**

**RESPONDENTS**

**FINAL JUDGMENT**

This cause is before the court, sua sponte, for consideration of dismissal. Pursuant to the opinion and order issued this day, it is hereby,

ORDERED AND ADJUDGED that this cause be dismissed without prejudice for the petitioner's failure to exhaust her available state court remedies.

SO ORDERED AND ADJUDGED, this the 22nd day of December, 2005.

s/ HENRY T. WINGATE

CHIEF UNITED STATES DISTRICT JUDGE